

1 Chad C. Butterfield, Esq.
Nevada Bar No. 010532

2 Rachel L. Wise, Esq.
Nevada Bar No. 012303

3 **WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP**

300 South Fourth Street, 11th Floor

4 Las Vegas, Nevada 89101

(702) 727-1400; FAX (702) 727-1401

5 chad.butterfield@wilsonelser.com

Attorneys for Defendant Acuity,

6 *A Mutual Insurance Company*

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

8 LOUIS DeSALVIO, an individual,

9 Plaintiff,

10 v.

11 ACUITY, A MUTUAL INSURANCE
12 COMPANY; DOES 1 through 10 and ROE
13 Business Entities 1 through 10, inclusive,

14 Defendants.

Case No: 2:19-cv-02013-GMN-BNW

**STIPULATION AND ORDER TO
EXTEND THE DEADLINE FOR
DEFENDANT TO ITS FILE (1) REPLY IN
SUPPORT OF MOTION FOR PARTIAL
DISMISSAL OF PLAINTIFF'S
COMPLAINT AND (2) OPPOSITION TO
PLAINTIFF'S COUNTER-MOTION FOR
LEAVE TO FILE AN AMENDED
COMPLAINT**

(Fourth Request)

15
16
17 Defendant, Acuity, and Plaintiff, Louis DeSalvio, by and through the parties' respective
18 counsel, stipulate and agree that the deadline for Acuity to file (1) its Reply in Support of Motion for
19 Partial Dismissal [ECF No. 5] and (2) file an Opposition to Plaintiff's Motion for Leave to File an
20 Amended Complaint [ECF No. 12], shall be extended from June 5, 2020, [ECF No. 14] to July 3,
21 2020.

22 This stipulation is submitted in compliance with LR IA 6-1. Good cause exists for the
23 requested extensions as the parties are currently discussing and negotiating the potential dismissal of
24 this action in favor of binding arbitration. The 702Firm Injury Attorneys ("The 702Firm") also seek
25 additional time to continue to obtain and review Plaintiff's medical records. The 702Firm has
26 experienced difficulty in contacting the medical providers in light of the outbreak of a new
27 coronavirus termed SARS-CoV-2 (Severe Acute Respiratory Syndrome Coronavirus-2). The
28 702Firm provided documents to Acuity earlier this week, and Acuity now needs time to review the

documents. Once the parties review the documents, they will be able to negotiate meaningful arbitration limits. The parties agree that the requested extension is not being requested in bad faith or to delay these proceedings unnecessarily. This is the parties' fourth request for an extension of the deadline.

Dated 5th day of June, 2020

**WILSON ELSEER MOSKOWITZ
EDELMAN & DICKER LLP**

/s/ Rachel L. Wise

Rachel L. Wise, Esq.
Nevada Bar No. 12303
*Attorneys for Defendant Acuity,
A Mutual Insurance Company*

Dated 5th day of June, 2020

THE 702FIRM INJURY ATTORNEYS

/s/ Richard A. Englemann

Michael C. Kane, Esq.
Nevada Bar No. 10096
Bradley J. Myers, Esq.
Nevada Bar No. 8857
Richard A. Englemann, Esq.
Nevada Bar No. 6965

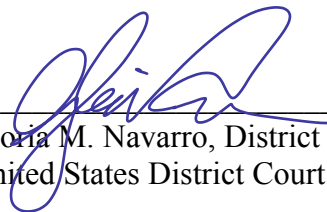
**MALCOLM P. LAVERGNE &
ASSOCIATES**

Malcolm P. LaVergne, Esq.
Nevada Bar No. 10121
Attorneys for Plaintiff

ORDER

IT IS SO ORDERED *nunc pro tunc*.

Dated this 9 day of June, 2020.



Gloria M. Navarro, District Judge
United States District Court